

## NEW APPLICATION



0000001638

ATTACHMENT "A"

ORIGINAL

MONTEZUMA ESTATES PROPERTY OWNERS' ASSOCIATION

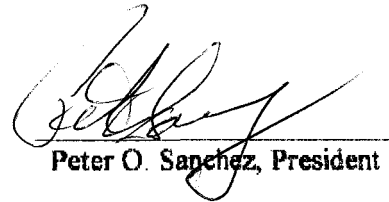
P.O. Box 592  
Rimrock, AZ 86335

4/2/04

W-02064A-04-0270

Docket Control  
Arizona Corporation Commission  
1200 W. Washington St.  
Phoenix, Arizona 85007

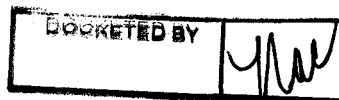
Attached is an application by Montezuma Estates Property Owners' Association for the approval of the sale of assets and transfer of Certificate of Convenience and Necessity. The purpose of this application is to sell the association's water company which is also referred to as Montezuma Estates Water Company to the Montezuma Rimrock Water Company LLC.

  
Peter O. Sanchez, President

Arizona Corporation Commission

DOCKETED

APR 9 2004

AZ CORP COMMISSION  
DOCUMENT CONTROL

2004 APR -9 A 11:01

RECEIVED

**ARIZONA CORPORATION COMMISSION**

**APPLICATION FOR APPROVAL OF THE SALE OF ASSETS AND/OR TRANSFER OF  
CERTIFICATE OF CONVENIENCE AND NECESSITY**

**WATER AND/OR SEWER**

A. The name, address and telephone number of the Transferor (Company) is:

Montezuma Estates Property Owners Association

PO Box 592, Rimrock, AZ 86335

928-284-9087

B. If doing business under a name other than the Transferor (Company) name, specify:

Montezuma Estates Water Company

C. The Transferor is a:

<input type="checkbox"/> Corporation:  <input type="checkbox"/> "C", <input type="checkbox"/> "S", <input type="checkbox"/> Non-Profit  <input type="checkbox"/> Arizona, <input type="checkbox"/> Foreign	<input type="checkbox"/> Partnership  <input type="checkbox"/> Limited, <input type="checkbox"/> General  <input type="checkbox"/> Arizona, <input type="checkbox"/> Foreign
<input type="checkbox"/> Sole Proprietorship	<input type="checkbox"/> Limited Liability Company
<input checked="" type="checkbox"/> Other (Specify)      Homeowners Association	

D. List the name, address and telephone number of the attorney for the Transferor.

Douglas C. Fitzpatrick, 49 Bell Rock Plaza, Suite A

Sedona, AZ 86351

928-284-2190

E. List the name, address and telephone number of management contact:

Peter O. Sanchez

60 Ridgcrest Rd., Sedona, AZ 86351

928-284-9087

F. The name, address and telephone number of the Transferee (Company) is:

Montezuma Rimrock Water Company LLC

P.O. Box 10, Rimrock, AZ 86335-0010103

623-979-5777

G. If doing business under a name other than the Transferee (Company) name, specify:

H. List the name, address and telephone number of the attorney for the Transferee.

none

I. List the name, address and telephone number of management contact:

Patricia D. Arias

7209 W. Windrose Dr.

Peoria, AZ 86381 928-300-3291

J. (Transferee) List the name, address and telephone number of the on-site manager of the utility:

Patricia D. Arias, 7209 W. Windrose Dr., Peoria, AZ 85381

928-300-3291

K.(Transferee) List the name, address and telephone number of the certified operator as authorized by the Arizona Department of Environmental Quality:

Patricia D. Arias, 7209 W. Windrose Dr.

Peoria, AZ 85381 928-300-3291

L. The Transferee is a:

<input type="checkbox"/> Corporation:  <input type="checkbox"/> "C", <input type="checkbox"/> "S", <input type="checkbox"/> Non-Profit  <input type="checkbox"/> Arizona, <input type="checkbox"/> Foreign	<input type="checkbox"/> Partnership  <input type="checkbox"/> Limited, <input type="checkbox"/> General  <input type="checkbox"/> Arizona, <input type="checkbox"/> Foreign
<input type="checkbox"/> Sole Proprietorship	<input checked="" type="checkbox"/> Limited Liability Company
<input type="checkbox"/> Other (Specify)	

M. If Transferee is a corporation:

1. List names of Officers and Directors:

Officers

---

---

---

---

Directors

---

---

---

---

2. Indicate the number of shares of stock authorized to issue:

---

---

---

3. If stock has been issued, indicate the number of shares issued and the date of issue:

---

---

N. If Transferee is a partnership:

1. List the names of general partners:

---

---

2. List name, address and telephone number of managing partner:

---

---

---

◆ If Applicant is a foreign limited partnership, provide a copy of the Partnership's "Certificate of Registration" with the Arizona Secretary of State

O. If Transferee is a sole proprietor, list name, address and telephone number of individual:

Patricia D. Arias, 7209 W. Windrose Dr., Peoria, AZ 85381

928-300-3291

P. Have all customer security deposits been refunded? Yes \_\_\_ No X. If no, mark the block below which describes the proposed disposition of security deposits.

X All security deposits will be refunded at time of closing.

\_\_\_ All security deposits will be transferred to the Transferee.

\_\_\_ Other (explain).

---

---

---

Q. Are there any refunds due on Main Extension Agreements? Yes \_\_\_ No X. If Yes, mark the block below which describes the proposed disposition of the refunds.

\_\_\_ Transferor will continue to refund after the transfer.

\_\_\_ Transferee will assume the refunding obligations.

\_\_\_ A full refund will be made at closing by Transferor.

\_\_\_ Other (explain).

---

---

---

R. (WATER ONLY) Are there any refunds due on meter and service line installations?

Yes X No \_\_\_ . If Yes, mark the block below that describes the proposed disposition of refunds.

X Transferor will continue to refund after the transfer.

\_\_\_ Transferee will assume the refunding obligations.

\_\_\_ A full refund will be made at closing by Transferor.

\_\_\_ Other (explain).

---

---

---

S. (Transferee) Attach the following exhibit(s):

1. Copy of bill of sale, purchase contract or other instrument, which conveys the assets to the transferee.
2. Articles of Incorporation (if corporation)
3. By-Laws (if corporation)
4. Certificate of Good Standing (if corporation)
5. Articles of Partnership (if partnership)
6. Articles of Organization (if limited liability company)
7. Corporate Resolution if required by Articles of Incorporation
8. Attach a copy of the transfer of City or County Franchise from the Transferor to Transferee.

T. List names and addresses of any other public utility interest Transferee has:

1. \_\_\_\_\_
2. \_\_\_\_\_

U. Indicate the date that notice of the application was sent, or will be sent to the customers.

January 5, 2004.

DATED the 2 day of April, 2004

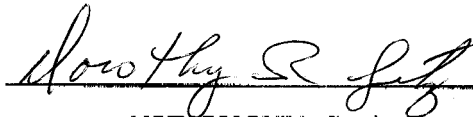
(Signature of Authorized Representative of Transferor)

Peter O. Sanchez

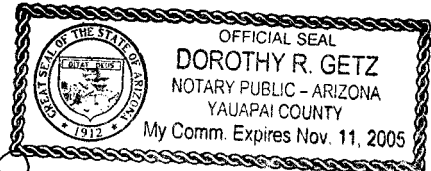
(Type Name Here)

President

(Title)

SUBSCRIBED AND SWORN to before me on this 2 day of April, 2004

NOTARY PUBLIC

My Commission Expires 11-11-05

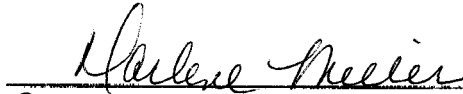
(Signature of Authorized Representative of Transferee)

Montezuma Rimrock Water Company LLC

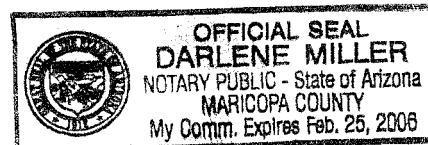
(Type Name Here)

Manager

(Title)

SUBSCRIBED AND SWORN to before me on this 8 day of April, 2004

NOTARY PUBLIC

My Commission Expires February 25, 2006



COMMISSIONERS  
MARC SPITZER - Chairman  
JIM IRVIN  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
MIKE GLEASON



ARIZONA CORPORATION COMMISSION

JAMES G. JAYNE  
Interim Executive Secretary  
JOANNE C. MACDONNELL  
Director, Corporations Division

July 15, 2003

PATRICIA D ARIAS  
7209 W WINDROSE DR  
PEORIA, AZ 85381

RE: MONTEZUMA RIMROCK WATER COMPANY LLC  
File Number: L-1078759-4

We are pleased to notify you that your Articles of Organization were filed on July 14, 2003.

You must publish a notice of the filing of your Articles of Organization OR alternatively, you may publish the Articles of Organization in their entirety. The publication must be in a newspaper of general circulation in the county of the known place of business, in Arizona as filed with the Commission, for three (3) consecutive publications.

For your convenience we have provided a Notice of Publication form. Please complete this form, in its entirety, and submit to the newspaper of your choice. An affidavit from the newspaper, evidencing such publication, must be delivered to the Commission for filing WITHIN NINETY (90) DAYS from the date of this letter.

The Commission strongly recommends that you periodically check Commission records regarding the corporation. The Commission web site [www.cc.state.az.us/corp](http://www.cc.state.az.us/corp) contains information specific to each Limited Liability Company of record and is a good general source of information.

If you have any questions or need further information, please contact us at (602) 542-3135 in Phoenix, (520) 628-6560 in Tucson, or Toll Free (Arizona residents only) at 1-800-345-5819.

Sincerely,

CELIA SARMIENTO  
Examiner  
Corporations Division

LL:13  
Rev: 01/2003

DO NOT PUBLISH  
THIS SECTION

ARTICLE I

The company name must contain an ending which may be "limited liability company," "limited company," or the abbreviations "L.L.C.", "L.C.", "LLC" or "LC". If you are the holder or assignee of a tradename or trademark, attach Declaration of Tradename Holder form.

ARTICLE 2

May be in care of the statutory agent.

ARTICLE 3

The statutory agent must provide both a physical and mailing address. If statutory agent has P.O. Box, then they must provide a physical description of their street address/location. The agent must sign the Articles or provide a consent to acceptance of appointment.

ARTICLES 4

Complete this section only if you desire to select a date or occurrence when the company will dissolve. If perpetual duration is desired, leave this section blank.

ARTICLE 5.a.

Check which management structure will be applicable to your company.

EXPEDITED  
CORP COMMISSION  
FILED

2003 JUL 14 P 3:00

ARTICLES OF ORGANIZATION

OF

APPR. Celia Jarrin

DATE APPR. 7/14/03

TERM. \_\_\_\_\_

DATE \_\_\_\_\_

TIME \_\_\_\_\_

Montezuma Rimrock Water Company LLC  
(An Arizona Limited Liability Company)

1. Name. The name of the limited liability company is:

Montezuma Rimrock Water Company LLC ae

2. Registered Office. The address of the registered office in Arizona is: P.O. Box 10

34° 39' 00.623" latitude Montezuma Towers  
111° 46' 10.065 longitude Rimrock, AZ 86335

located in the County of Yavapai

3. Statutory Agent. (In Arizona) The name and address of the statutory agent of the company is: Patricia D. Arias

7209 W Windrose Dr.  
Peoria, AZ 85381

4. Dissolution. The latest date, if any, on which the limited liability company must dissolve is \_\_\_\_\_

- 5.a. Management.

☒ Management of the limited liability company is vested in a manager or managers. The names and addresses of each person who is a manager AND each member who owns a twenty percent or greater interest in the capital or profits of the limited liability company are:

☐ Management of the limited liability company is reserved to the members. The names and addresses of each person who is a member are:

5.b.

Name:

Patricia D. Arias

☐ member

☒ manager

☐ member

☐ manager

Address:

7209 W. Windrose Dr.

City, State, Zip:

Peoria, AZ 85381

Name:

☐ member

☐ manager

☐ member

☐ manager

Address:

City, State, Zip:

ARTICLE 5.b.

Depending upon your  
selection in 5.a.,

provide the names  
and addresses of the  
managers and  
members of the  
organization. Check  
the applicable title for  
each person. A  
member managed  
company cannot  
contain a manager or  
managers.

EXECUTED this 24<sup>th</sup> day of June, 2003.

  
[Signature]

[Signature]

Patricia D. Arias

[Print Name Here]

[Print Name Here]

PHONE 602-284-5505

FAX 623-979-5777

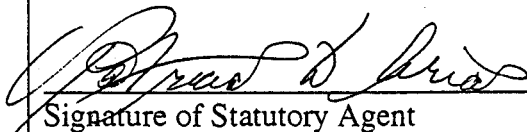
Acceptance of Appointment By Statutory Agent

The person(s)  
executing this  
document need not be  
member(s) of the  
company.

I Patricia D. Arias, having been designated to act as Statutory  
Agent, hereby consent to act in that capacity until removed or resignation is submitted in  
accordance with the Arizona Revised Statutes.

Your fax and phone  
number is optional.

The agent must  
consent to the  
appointment by  
executing the consent.

  
Signature of Statutory Agent

See A.R.S. §29-601  
et seq. for more info.

Patricia D. Arias

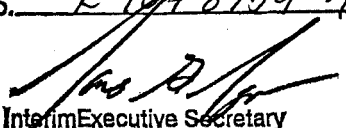
[Print name]

[If signing on behalf of a company serving as  
statutory agent, print company name here]



STATE OF ARIZONA  
CORPORATION COMMISSION

I hereby certify this to be a true  
and complete copy of the document filed  
in this office and admitted to record in  
File No. L-1978759-4

  
Interim Executive Secretary

Dated: 7/15/03

By: Celia Surmeo

**NOTICE**  
(for publication)

**ARTICLES OF ORGANIZATION  
HAVE BEEN FILED IN THE OFFICE OF THE  
ARIZONA CORPORATION COMMISSION FOR**

**I**  
Name: **MONTEZUMA RIMROCK WATER  
COMPANY LLC**  
L-1078759-4

**II**

The address of the registered office is: P.O. Box 10,  
Rimrock, AZ 86335.

The name and address of the Statutory Agent is:  
Patricia D. Arias, 7209 W. Windrose Dr., Peoria,  
AZ 85381.

**III**

(Please check A or B.)

A. ☒ Management of the limited liability compa-  
ny is vested in a manager or managers. The names  
and addresses of each person who is a manager  
~~AND~~ each member who owns a twenty percent or  
greater interest in the capital or profits of the limited  
liability company are:

Patricia D. Arias, 7209 W. Windrose Dr., Peoria,  
AZ 85381.

3TVIPublish: August 24, 27, & 29, 2003

**VERDE VALLEY NEWSPAPERS**  
 116 SOUTH MAIN STREET • P.O. BOX 429  
 COTTONWOOD, ARIZONA 86326  
 (928) 634-2241  
 www.verdevalleynews.com

080103-083103		ARIAS, PATRICIA	
23	TOTAL AMOUNT DUE	*UNAPPLIED AMOUNT	3
50.25-		NET 10 DAYS	
21	CURRENT NET AMOUNT DUE	22	30 DAYS
50.25-		.00	
		60 DAYS	OVER 90 DAYS
		.00	.00

# INVOICE STATEMENT

4	PAGE #	5	BILLING DATE	6	BILLED ACCOUNT NAME AND ADDRESS	9	REMITTANCE ADDRESS
1	08/31/03	ARIAS, PATRICIA 7209 W. WINDROS DR PEORIA, AZ 85381			VERDE INDEPENDENT 116 S. MAIN STREET P. O. BOX 429 COTTONWOOD, AZ 86326		
6	BILLED ACCOUNT NUMBER						
318							
7	ADVERTISER/CLIENT NUMBER						
318							

ONLY VERDE VALLEY NEWSPAPERS CAN DELIVER YOUR AD TO EVERY VERDE VALLEY & SEDONA RESIDENCE BY NEWSPAPER AND DIRECT MAIL! CALL FOR INFORMATION!!

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

10	DATE	11	NEWSPAPER REFERENCE	12	13	14	DESCRIPTION-OTHER COMMENTS/CHARGES	15	16	17	18	19	GROSS AMOUNT	20	NET AMOUNT
							PREVIOUS BALANCE						.00		.00
	08/29		PAY IN				PAYMENT-THANK YOU						100.00-		100.00
	08/29		LG1 IN				LEGALS	3X2.75		1			48.68		48.68
							MONT RIMRK W	8.25		5.900					
	08/31		STX IN				SALES TAX	0X0.00		1			1.07		1.07
								.00		.000					

## STATEMENT OF ACCOUNT AGING OF PAST DUE AMOUNTS

SBI™

21	CURRENT NET AMOUNT DUE	22	30 DAYS	60 DAYS	OVER 90 DAYS	*UNAPPLIED AMOUNT	23	TOTAL AMOUNT DUE
	50.25-		.00	.00	.00			50.25-

INVOICE / STATEMENT INSTRUCTIONS AND LEGEND ON REVERSE SIDE

## VERDE VALLEY NEWSPAPERS

116 SOUTH MAIN STREET • P.O. BOX 429  
 COTTONWOOD, ARIZONA 86326  
 (928) 634-2241

\*UNAPPLIED AMOUNTS ARE INCLUDED IN TOTAL AMOUNT DUE

ADVERTISER INFORMATION			
24	25	26	27
129	080103-083103	318	ARIAS, PATRICIA